

Effective 5/13/2014

31A-23a-904 Travel retailers.

Notwithstanding any other provision of this chapter, a travel retailer may offer and disseminate travel insurance under a limited lines travel insurance producer business entity license only if the following conditions are met:

- (1) The limited lines travel insurance producer or travel retailer shall provide to a purchaser of travel insurance:
 - (a) a description of the material terms or the actual material terms of the insurance coverage;
 - (b) a description of the process for filing a claim;
 - (c) a description of the review or cancellation process for the travel insurance policy; and
 - (d) the identity and contact information of the insurer and limited lines travel insurance producer.
- (2)
 - (a) At the time of licensure, the limited lines travel insurance producer shall establish and maintain a register on a form prescribed by the commissioner of each travel retailer that offers travel insurance on the limited lines travel insurance producer's behalf.
 - (b) The limited lines travel insurance producer shall maintain and update the register annually and include:
 - (i) the name, address, and contact information of the travel retailer;
 - (ii) the name, address, and contact information of an officer or person who directs or controls the travel retailer's operations; and
 - (iii) the travel retailer's federal tax identification number.
 - (c) The limited lines travel insurance producer shall submit the register to the department upon reasonable request by the department.
 - (d) The limited lines travel insurance producer shall certify that the travel retailer registered with the limited lines travel insurance producer has not violated 18 U.S.C. Sec. 1033.
- (3) The limited lines travel insurance producer shall designate one of its employees who is a licensed individual travel insurance producer as the designated responsible producer who is responsible for the limited lines travel insurance producer's compliance with the travel insurance laws and rules of the state.
- (4) The designated responsible producer, president, secretary, treasurer, and any other officer or person who directs or controls the limited lines travel insurance producer's insurance operations shall comply with the fingerprinting requirements applicable to insurance producers in the resident state of the limited lines travel insurance producer.
- (5) The limited lines travel insurance producer shall pay all applicable insurance producer licensing fees imposed in accordance with Section 31A-3-103.
- (6) The limited lines travel insurance producer shall require an employee or authorized representative of a travel retailer whose duties include offering and disseminating travel insurance to receive a program of instruction or training that may be subject to review by the commissioner. The training materials shall, at a minimum, contain instructions on the types of insurance offered, ethical sales practices, and required disclosures to prospective customers.

Enacted by Chapter 277, 2014 General Session